

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

ORDINANCE C-10-11-1

AN ORDINANCE TO AMEND SECTION 513.01(b.) OF THE GENERAL OFFENCES CODE IN ORDER TO PROHIBIT THE USE OR POSSESSION OF CERTAIN DRUGS/CHEMICALS AND TO ESTABLISH A PENALTY AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Revised Code may be referenced in Village Ordinances; and

WHEREAS, The Ohio Revised Code is periodically amended; and

WHEREAS, To protect the health, safety and overall well being of village residents and visitors, it has been reported by state and local law enforcement as well as medical personal that product being marketed as Spice, K2, and other synthetic cannabinoids substances have been linked to serious physical effects resulting in hospitalization and even death when ingested, inhaled or introduced into the human body.

WHEREAS, Section 2925.11 of the Ohio Revised Code has been amended to include Spice as a Schedule I drug, with the penalty section to be the same as if the drug involved was Marijuana.

NOW THEREFORE, be it ordained by the Council of the Village of New Concord that:


Section 1. That section 513.01(b.) of the New Concord Village Ordinance be amended to include the following:

513.01(b.) If the drug involved is 1-Pentyl-3-(1-naphthoyl)indole, 1-Butyl-3-(1-naphthoyl)indole, 1-[2-(4-morpholinyl)ethyl]-3-(1-naphthoyl)indole, 5-(1,1-dimethylheptyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol, or 5-(1,1-dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol, or a compound, mixture, preparation, or substance containing 1-Pentyl-3-(1-naphthoyl)indole, 1-Butyl-3-(1-naphthoyl)indole, 1-[2-(4-morpholinyl)ethyl]-3-(1-naphthoyl)indole, 5-(1,1-dimethylheptyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol, or 5-(1,1-dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol, possession of spice, drug abuse is a minor misdemeanor.

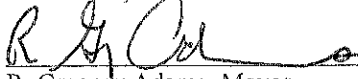
Section 2. Penalty for drug abuse, possession of spice, shall carry the same fine and bond amount as if the drug of abuse was Marijuana.

Section 3. For reasons stated in the preamble, that this amendment constitutes an emergency measure for immediate preservation of public peace, health and safety and shall take effect and be in full force at the earliest period allowed by law.

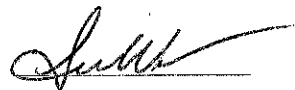
PASSED: October 10, 2011


Al Chaffee, President of Council


APPROVED: October 10, 2011


R. Gregory Adams, Mayor

ATTEST:



I CERTIFY THAT THE ABOVE ORDINANCE WAS POSTED PER Ordinance No. L-1-84-1.


Sue Wilson, Clerk